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Attorney for Defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ROBERT GREENE, on behalf of himself and
all others similarly situated,

Plaintiffs,

v.

ALAN WAXLER GROUP CHARTER
SERVICES, LLC, dba AWG CHARTER
SERVICES, a Nevada Limited Liability
Company, Does and Roes 1-50, inclusive

Defendants.

SAM BAUM, et al,

Plaintiffs,

v.

ALAN WAXLER et al,

Defendants.

CASE NO.: 2:09-cv-00748-JCM-RJJ

Consolidated with Case No.:
2:09-cv-00914-LDG-PAL


**MOTION TO WITHDRAW AS
COUNSEL FOR DEFENDANT**

Norman H. Kirshman, P.C., counsel for Defendant, ALAN WAXLER GROUP CHARTER
SERVICES, LLC, dba AWG CHARTER SERVICES, hereby moves this Honorable Court to allow
him to withdraw as counsel of record for Defendants.

1 This Motion is made and based upon the pleadings and papers on file in this action. Points
2 and Authorities filed herewith and Affidavit of Norman H. Kirshman, attached hereto, together with
3 testimony to be adduced at the time of hearing.

4
5 DATED: June 20, 2012.

6 NORMAN H. KIRSHMAN, P.C.

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9 Norman H. Kirshman (2733)
10 700 S. Third St.
11 Las Vegas, NV 89101
12 Attorney for Defendants

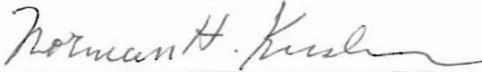
13 **NOTICE OF MOTION**

14 TO: All Interested Parties and Their Attorneys of Record:

15 PLEASE TAKE NOTICE that the undersigned will bring the above and foregoing Motion on
16 for hearing before the above entitled Court on the 2nd day of _____, 2012, at the hour of
17 _____ .m., or as soon thereafter as counsel may be heard.

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19 DATED: June 20, 2012.

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21 NORMAN H. KIRSHMAN, P.C.

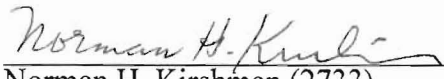
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24 Norman H. Kirshman (2733)
25 700 S. Third St.
26 Las Vegas, NV 89101
27 Attorney for Defendants
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 Nevada Supreme Court Rule 46 authorizes an attorney to withdraw “[u]pon order of the court
3 or judge thereof on the application of the attorney or the client.” NSCR 46. EDCR 7.40, authorizes
4 an attorney to withdraw in a case. The reasons for the request to withdraw as attorney of record are
5 detailed in the Declaration attached hereto and incorporated herein by reference. Nevada Rules of
6 Professional Conduct 1.16(b)(7) provides that an attorney may withdraw from representation “with
7 good cause.”

8 DATED: June 20, 2012.

NORMAN H. KIRSHMAN, P.C.

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10 
11 Norman H. Kirshman (2733)
12 700 S. Third St.
13 Las Vegas, NV 89101
14 Attorney for Defendants

15 **DECLARATION OF NORMAN H. KIRSHMAN**

16 I, Norman H. Kirshman, declare as follows:

17 All parties to the litigation have been apprised of this Motion verbally and were served with
18 copies when the Motion was filed in the Eighth Judicial District Court, prior to the removal to this
19 Court.

20 The reasons are:

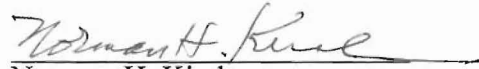
- 21 1. Defendant refuses to pay outstanding fees.
22 2. Defendant is represented by other counsel, Gordon & Silver.

23 I declare under penalty of perjury under the laws of the State of Nevada that the context of this
24 Declaration is true to the best of my recollections and belief.

25 Dated: June 20, 2012

26 SO ORDERED.

27 
28 U.S. MAGISTRATE JUDGE


Norman H. Kirshman

DATE: JUNE 28, 2012